

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON TRANSPORTATION**

**Call to Order:** By **CHAIRMAN KARL WAITSCHIES**, on January 31, 2003  
at 3 P.M., in Room 472 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Karl Waitschies, Chairman (R)  
Rep. Sylvia Bookout-Reinicke, Vice Chairman (R)  
Rep. Dave Gallik, Vice Chairman (D)  
Rep. Joe Balyeat (R)  
Rep. Bob Bergren (D)  
Rep. Ronald Devlin (R)  
Rep. George Golie (D)  
Rep. Jim Keane (D)  
Rep. Bernie Olson (R)  
Rep. Allen Rome (R)  
Rep. Frank Smith (D)  
Rep. Donald Steinbeisser (R)  
Rep. Bill Wilson (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Leanne Kurtz, Legislative Branch  
Pati O'Reilly, Committee Secretary

**Please Note.** These are summary minutes. Testimony and discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing & Date Posted: HB 445, 1/29/2003; HB 414,  
1/27/2003  
Executive Action: HB 139, HB 245, HB 270, HB 414, HB  
336, HB 445

**HEARING ON HB 445**

**Sponsor:** REPRESENTATIVE JEFF PATTISON, HD 95

**Opening Statement by Sponsor:**

**REPRESENTATIVE PATTISON** introduced HB 445 as a constituent bill that allows the combined load length of two trailers to be increased from 81' to 85' when hauling hay bales. This would put extra weight on the driver wheels, which is an advantage on slick roads.

**EXHIBIT**(trh21a01)

**EXHIBIT**(trh21a02)

*{Tape: 1; Side: A; Approx. Time Counter: 0 - 4.9}*

**Proponents' Testimony:**

**Jim Nash, Melstone resident.** Mr. Nash explained the need for the addition length, citing that the extra weight makes safer driving on icy roads.

*{Tape: 1; Side: A; Approx. Time Counter: 4.9 - 8.3}*

**Dave Galt, Director Montana Department of Transportation.** The Department likes this bill and explained what they were trying to accomplish with this bill.

**EXHIBIT**(trh21a03)

*{Tape: 1; Side: A; Approx. Time Counter: 8.3 - 12.3}*

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

**REPS. BOOKOUT-REINICKE, GALLIK, BALLYEAT, KEANE, and WAITSCHIES** questioned **Dave Galt** and **REP. PATTISON**.

*{Tape: 1; Side: A; Approx. Time Counter: 12.3 - 20.4}*

Closing by Sponsor:

REP. PATTISON closed with a request for a do pass.

*{Tape: 1; Side: A; Approx. Time Counter: 20.4 - 24.6}*

HEARING ON HB 414

Sponsor: REPRESENTATIVE JOE BALLYEAT, HD 32

Opening Statement by Sponsor:

REPRESENTATIVE BALLYEAT introduced HB 414. This piece of legislation seeks to extend the 45-day grace period to ATV, boats and snowmobiles that are not currently covered by it.

**EXHIBIT** (trh21a04)

*{Tape: 1; Side: A; Approx. Time Counter: 24.6 - 28.8}*

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

REPS. KEANE questioned Barry Stang.

*{Tape: 1; Side: A; Approx. Time Counter: 28.8 - 30}*

*{Tape: 1; Side: B; Approx. Time Counter: 0 - 1.0}*

Closing by Sponsor:

REP. BALLYEAT closed with a summary and citing a personal experience he had encountered.

*{Tape: 1; Side: B; Approx. Time Counter: 1 - 2}*

EXECUTIVE ACTION ON HB 139

Motion: REP. GALLIK moved that HB 139 DO PASS.

Motion/Vote: REP. GALLIK moved that HB 139 BE AMENDED. Motion carried 11-2 with REPS. DEVLIN and GOLIE voting no.

Motion/Vote: REP. GALLIK moved that HB 139 DO PASS AS AMENDED. Motion failed 3-10 with REPS. BERGREN, GALLIK, and WILSON voting aye on a roll call vote.

Motion/Vote: REP. BOOKOUT-REINICKE moved that HB 139 BE TABLED. Motion carried 10-3 with REPS. BERGREN, GALLIK, and WILSON voting no.

*{Tape: 1; Side: B; Approx. Time Counter: 2 - 12.2}*

EXECUTIVE ACTION ON HB 245

Motion: REP. SMITH moved that HB 245 DO PASS.

Motion/Vote: REP. GALLIK moved that HB 245 BE AMENDED. Motion carried unanimously.

**EXHIBIT**(trh21a05)

Motion: REP. SMITH moved that HB 245 DO PASS AS AMENDED.

Substitute Motion/Vote: REP. DEVLIN made a substitute motion that HB 245 BE TABLED. Substitute motion carried 10-3 with REPS. BALYEAT, KEANE, and GALLIK voting no by roll call vote.

*{Tape: 1; Side: B; Approx. Time Counter: 12.2 - 19.8}*

EXECUTIVE ACTION ON HB 270

Motion/Vote: REP. SMITH moved that HB 270 DO PASS. Motion carried 7-6 with REPS. BALYEAT, BOOKOUT-REINICKE, OLSON, ROME, STEINBEISSER and WAITSCHIES voting no by roll call vote.

*{Tape: 1; Side: B; Approx. Time Counter: 19.8 - 25.6}*

EXECUTIVE ACTION ON HB 414

Motion/Vote: REP. BALYEAT moved that HB 414 DO PASS. Motion passed unanimously.

*{Tape: 1; Side: B; Approx. Time Counter: 25.6 - 30}*

EXECUTIVE ACTION ON HB 336

Motion: REP. STEINBEISSER moved that HB 336 DO PASS. This bill was incorrectly tabled and we are redoing this bill.

Motion: REP. STEINBEISSER moved that HB 336 BE AMENDED.

Substitute Motion/Vote: REP. DEVLIN moved that HB 336 BE TABLED. Motion carried 8-5 with BALLYEAT, BERGREN, BOOKOUT-REINICKE, STEINBEISSER, and WAITSCHIES voting no.

*{Tape: 2; Side: A; Approx. Time Counter: 0 - 3.8}*

EXECUTIVE ACTION ON HB 445

Motion/Vote: REP. BOOKOUT-REINICKE moved that HB 445 DO PASS. Motion carried unanimously.

*{Tape: 2; Side: A; Approx. Time Counter: 3.8 - 6}*

**ADJOURNMENT**

Adjournment: 5:39 P.M.

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REP. KARL WAITSCHIES, Chairman

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PATI O'REILLY, Secretary

KW/PO

**EXHIBIT**(trh21aad)